



#7

PATENT

Our Docket: P-IU 3446

IN THE UNITED STATES PATENT AND TRADEMARK OFFICEIn re application of:)
WELCH AND BARBER)

Serial No.: 09/438,917)

Filed: November 12, 1999)

For: TUMOR SUPPRESSOR)
MOLECULES AND METHODS OF)
USE)Attention Box Missing Parts
Asst. Commissioner for Patents
Washington, D.C. 20231

Group Art Unit: 1644

Examiner: Not Yet Assigned

I hereby certify that this correspondence
is being deposited with the United States
Postal Service as first class mail in an
envelope addressed to: Assistant
Commissioner for Patents, Attention Box
Missing Parts, Washington, D.C., 20231,
on January 13, 2000.By Melanie K. Webster
Melanie K. Webster, Reg. No. 45,201January 13, 2000
Date of Signature**CORRECTION OF FILING RECEIPT**

The filing receipt issued in the above-identified
application is incorrect for the reasons set forth below:

The filing receipt issued in the above-identified
application shows the total number of claims filed as ten (10).
This is incorrect. As shown on the attached copy of the Utility
Patent Application Transmittal (Exhibit A), which was filed with
the application on November 12, 1999, the total number of claims
filed is fourteen (14). Also attached is a copy of the
self-addressed, stamped, return postcard (Exhibit B) showing that
the total number of claims received by the U.S. Patent and
Trademark Office on November 12, 1999, was fourteen (14).

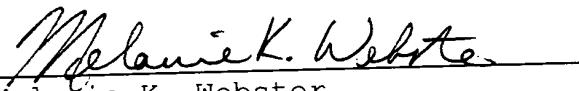
Attached is a copy of the Filing Receipt (Exhibit C)
with the change noted thereon. Applicants accordingly request
that this correction be made of record and that an amended Filing
Receipt be issued.

Inventors: Welch and Barber
Serial No.: 09/438,917
Filed: November 12, 1999
Page 2

No fee is deemed necessary in connection with the filing of this Communication. However, if any fee is required, authorization is hereby given to charge any fees to Deposit Account No. 03-0370. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date: January 13, 2000


Melanie K. Webster
Registration No. 45,201
Telephone No.: (858) 535-9001
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CAMPBELL & FLORES LLP
4370 La Jolla Village Drive
Suite 700
San Diego, California 92122

UTILITY PATENT APPLICATION TRANSMITTAL
(only for new and continuation-in-part
nonprovisional applications under 37 CFR
1.53(b))

Docket No.:

P-IU 3446



Address to: ASSISTANT COMMISSIONER FOR
PATENTS
Box Patent Application
Washington, D.C. 20231

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

"EXPRESS MAIL" MAILING LABEL NUMBER: EL4545545620S

DATE OF DEPOSIT: November 12, 1999

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING
DEPOSITED WITH THE UNITED STATES POSTAL SERVICE
"EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE
UNDER 37 CFR 1.10 ON THE DATE INDICATED ABOVE AND IS
ADDRESSED TO THE ASSISTANT COMMISSIONER FOR PATENTS,
ATTENTION BOX PATENT APPLICATION, WASHINGTON, D.C.
20231.

J. Welch and R. Barber
Printed Name of Person Mailing Paper or Fee

[Signature]
Signature of Person Mailing Paper or Fee

This is a request for filing a
 X new utility patent application under 37 CFR 1.53(b)(1).
 continuation-in-part under CFR 1.53(b)(2) of prior
application serial no. _____, filed _____
(list entire parentage).

Title: **TUMOR SUPPRESSOR MOLECULES AND METHODS OF USE**

Inventor(s) (full name of each inventor): **Peter J. Welch and Jack R. Barber**

Enclosed are:

 X Return receipt postcard
 X Patent Application Bibliographic Data Output in PrintEFS
 X 1 Page application cover sheet
 X 65 Pages of specification (includes claims and abstract)
 X 8 Sheets of drawing(s)
 Pages of an executed Declaration for Patent Application
 An executed Power of Attorney for Patent Application by
Assignee
 Paper copy of sequence listing, pages _____ through _____
 Sequence listing in computer readable form
 Statement Under 37 CFR 1.821(f)
 An executed assignment and cover sheet
 An executed Statement Under 37 CFR 3.73(b)
 An executed small entity statement
 Also enclosed: _____

EXHIBIT A

Inventors: Welch and Barber
Docket No.: P-IU 3446
Page 2

— This application is based on prior foreign application(s)
No.(s) _____, filed in _____ on _____
_____, respectively, and priority is hereby claimed therefrom.

— This application is based on, and claims the benefit of, U.S.
Provisional Application No. 60/_____, filed _____, and
entitled _____, and which is incorporated herein
by reference.

— This application is based on, and claims the benefit of, U.S.
Provisional Application No. 60/_____ (yet to be assigned),
filed _____, which was converted from U.S. Serial No.
_____, and entitled _____, and which is
incorporated herein by reference.

The filing fee has been calculated as shown below:

	Number Filed		Number Extra		Rate			Fee	
					Small Entity	Other Entity		Small Entity	Other Entity
Total Claims	14 - 20	=	0	x	\$9	\$18	=	\$0	\$
Indepen- dent Claims	6 - 3	=	3	x	\$39	\$78	=	\$0	\$
Multiple Dependent Claims Presented: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No					\$130	\$260		\$0	\$
					BASIC FEE			\$380	\$760
					TOTAL FEE			\$0	\$

— A check in the amount of \$ _____ to cover the filing fee is
enclosed.

☒ The payment of the filing fee is to be deferred until the
Declaration is filed. Do not charge our deposit account. A
duplicate copy of this sheet is enclosed.

— The Commissioner is hereby authorized to charge fees under 37
CFR 1.16 and 1.17 which may be required or credit any
overpayment to Deposit Account No. _____. A duplicate
copy of this sheet is enclosed.


Address all future communications to:

Inventors: Welch and Barber
Docket No.: P-IU 3446
Page 3

Cathryn Campbell
CAMPBELL & FLORES LLP
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Respectfully submitted,

Date: November 12, 1999



David A. Gay
Registration No. 39,200
CAMPBELL & FLORES LLP
4370 La Jolla Village Drive
Suite 700
San Diego, California 92122

Please acknowledge receipt of the accompanying:
☒ New Utility Application ☐ CIP of _____

(serial #/Docket #)

Inventors Peter J. Welch and Jack R. Barber **3:564 U.S. PTO**
Title TUMOR SUPPRESSOR MOLECULES AND METHODS OF USE **09/438917**

Pages of Spec. (includes claims & abstract) 65

No. of Claims 14

Sheets of Drawings 8



11/12/99

☒ one page application cover sheet ☒ This return receipt postcard

☐ Sequence Listing, pp. _____ ☐ Sequence Disk

☐ Statement Under 37 CFR 1.821 (f) ☐ Statement Under 37 CFR 3.73 (b)

☐ Declaration ☐ Power of Attorney ☐ Assignment w/cover sheet

☐ Small Entity Statement ☒ Application Transmittal Form (in duplicate)

☒ Other Patent Application Bibliographic Data Output in Printouts

☐ Other _____

☐ Fee \$ _____ enclosed Check No.: _____

☒ Certificate of Express Mailing No.: EL454954562US

Our Docket No. P-IU 3446 Date Mailed November 12, 1999

Client: TMUSOL

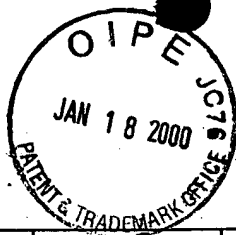
Atty/Secy DAG/MKW/kbl

Place your receiving date stamp including Serial No. hereon and return this card.



EXHIBIT B

FILING RECEIPT



UNITED STATES DEPARTMENT OF COMMERCE
Pat nt and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTORNEY DOCKET NO.	DRWGS	TOT CL	IND CL
09/438,917	11/12/99	1644	\$0.00 P-IU-3446		8	10	6

14

CATHRYN CAMPBELL
CAMPBELL & FLORES LLP
4370 LA JOLLA VILLAGE DRIVE
7TH FLOOR
SAN DIEGO CA 92122

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts of Application" ("Missing Parts Notice") in this application, please submit any corrections to this Filing Receipt with your reply to the "Missing Parts Notice." When the PTO processes the reply to the "Missing Parts Notice," the PTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s) PETER J WELCH, SAN DIEGO, CA; JACK R BARBER, SAN DIEGO, CA.

IF REQUIRED, FOREIGN FILING LICENSE GRANTED 12/16/99

TITLE

TUMOR SUPPRESSOR MOLECULES AND METHODS OF USE

PRELIMINARY CLASS: 530

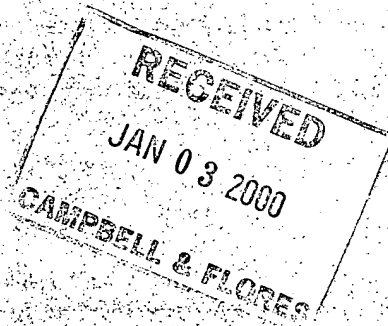


EXHIBIT C

DATA ENTRY BY: CLARK, TANYA

TEAM: 04 DATE: 12/16/99

(See reverse for new important information)